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7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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10 SHARON BRIDGEWATER,

11 Plaintiff,

12 v.

13 HAYES VALLEY LIMITED PARTNERSHIP,
14 SHAWN BANKSON, JANE CREASON AND THE
15 LAW FIRM OF KIMBALL, TIREY AND ST.
JOHN LLP,

16 Defendants.
_____ /

No. 10-03022 CW

ORDER REGARDING
PLAINTIFF'S
OPPOSITION TO
DEFENDANTS'
MOTIONS TO
DISMISS AND
VACATING
SEPTEMBER 30 and
OCTOBER 28, 2010
HEARINGS

17
18 On August 20, 2010, Defendants Hayes Valley Apartments II, LP,
19 and Shawn Bankson, et. al. filed and served on Plaintiff Sharon
20 Bridgewater motions to dismiss her complaint. (Docket Nos. 31, 42
21 & 45). Pursuant to this Court's Local Rule 7-3(a), any opposition
22 was required to be filed and served on September 9, 2010. As of
23 September 27, 2010 no response has been filed with the Court.
24 Plaintiff shall file an opposition to the motions to dismiss by
25 October 4, 2010, or her case will be dismissed for failure to
26 prosecute. If an opposition is filed, Defendant's reply shall be
27 due one week thereafter.
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1 On September 17, 2010, Plaintiff attempted to refile her first
2 amended complaint with errata. Federal Rule of Civil Procedure
3 15(a)(1) provides that a party may amend its pleading once as a
4 matter of course 21 days after serving it. In all other cases, a
5 party may amend its pleading only with the opposing party's written
6 consent or the court's leave. Fed. R. Civ. P. 15(b).

7 Plaintiff filed her first amended complaint on August 6, 2010.
8 Thus, Plaintiff is required to seek the Court's leave to made any
9 additional amendments to her August 6, 2010 complaint. The Court
10 also notes that more than a month passed between Plaintiff's filing
11 of her first amended complaint, and her attempt to make
12 corrections. For these reasons, Plaintiff's errata accompanying
13 her first amended complaint are rejected.

14 On September 17, 2010, Plaintiff filed a third motion for
15 attorney sanctions. Docket No. 69. A hearing date was set for
16 October 28, 2010. Plaintiff filed a motion to shorten the time for
17 considering her third motion for sanctions, so as to reschedule the
18 hearing to September 30, 2010. Docket No. 66. Plaintiff filed her
19 first motion for attorney sanctions on August 18, 2010, and her
20 second on September 3, 2010. Docket Nos. 40 & 58. A hearing date
21 was set for September 30, 2010. Defendants have filed several
22 responses in opposition to these motions for sanctions. Docket
23 Nos. 54, 55, 62 & 63.

24 Defendants' motions to declare Plaintiff a vexatious litigant
25 and to dismiss Plaintiff's claims, and Plaintiff's motions for
26 attorney sanctions are taken under submission on the papers. The
27 Court VACATES the hearings set for September 30, 2010 and October
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1 28, 2010. Plaintiff's motion to shorten time for consideration of
2 her third motion for sanctions is rendered moot.

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4 IT IS SO ORDERED.

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7 Dated 9/27/2010



CLAUDIA WILKEN
United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

BRIDGEWATER,

Plaintiff,

v.

HAYES VALLEY LIMITED PARTNERSHIP et
al,

Defendant.

Case Number: CV10-03022 CW

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on September 27, 2010, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Sharon Bridgewater
111 Preda Street, #7
San Leandro, CA 94577

Dated: September 27, 2010

Richard W. Wieking, Clerk
By: Nikki Riley, Deputy Clerk

United States District Court
For the Northern District of California